

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: WARD et al.

Title: EFFICIENT DIGITAL METHOD OF AND SYSTEM FOR  
DETERMINING THE INSTANTANEOUS PHASE AND  
AMPLITUDE OF A VIBRATORY ACCELEROMETER AND  
OTHER SENSORS

Appl. No.: 10/691866

Filing Date: 10/23/2003

Examiner: Jean B. Corrielus

Art Unit: 2611

Confirmation 6735

Number:

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD  
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated 9/18/09, and in the Advisory Action dated 9/18/2009, finally rejecting Claims 24-26, 36, 41, 42.

[ X ] Applicant claims small entity status.

[ X ] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[ X ] Notice of Appeal Fee

[ X ] To be paid as detailed below

[ ] Not required (Fee paid in prior appeal)

The required fees are calculated below:

[ X ]	Notice of Appeal Fee	\$540.00
[ X ]	Extension for response filed within the Third month:	\$1,100.00
[ ]	Extension:	\$0.00
	FEE TOTAL:	\$1,640.00
[ X ]	Small Entity Fees Apply (subtract ½ of above):	\$825.00
	TOTAL FEE:	\$825.00

The above-identified fees of \$825.00 are being paid by credit card via EFS-Web.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16, 1.17 and 41.20, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment instructions in EFS-Web being incorrect or absent, resulting in a rejected or incorrect credit card transaction, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 3/16/2010

By M.L. Fenselau

FOLEY & LARDNER LLP  
Customer Number: 48329  
Telephone: (617) 342-4064  
Facsimile: (617) 342-4001

Matthew L. Fenselau  
Attorney for Applicant  
Registration No. 64,765